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9 UNITED STATES DISTRICT COURT

10 DISTRICT OF ARIZONA

11 In Re Bard IVC Filters Products Liability
12 Litigation

No. MD-15-02641-PHX-DGC

13 LISA HYDE and MARK HYDE, a
14 married couple,

**PLAINTIFFS' PROPOSED VERDICT
FORM**

15 Plaintiff,
16 v.
17 C.R. BARD, INC., a New Jersey
18 corporation and BARD PERIPHERAL
VASCULAR, an Arizona corporation,
19 Defendants.

(Assigned to the Honorable David G.
Campbell)

20 In accordance with the Court's Order dated July 13, 2018 (Doc. 11872), Plaintiffs
21 hereby submit their proposed Verdict Form (Reference Verdict Form WI-JI-CIVIL
22 3290.1).

23
24 We, the jury empaneled and sworn in the above action, upon our oaths, find as
25 follows:

26 A. LIABILITY

27
28 I. Strict Product Liability Design Defect Claim (Reference WI JI-CIVIL 3260.1)

1. When the Filter left the control of the Bard Defendants and reached Ms. Hyde, was it in such a defective condition as to be unreasonably dangerous to Ms. Hyde?

Yes No

2. If you answered “yes” to Question No. 1, then answer this question. Otherwise do not answer it. Was the defective condition a cause of the injury?

Yes No

II. Negligent Design and Testing (Reference WI JI-CIVIL 3240).

3. Were the Bard Defendants negligent in the design or testing of the filter?

Yes No

4. If you answered “yes” to Question No. 3, then answer this question. Otherwise do not answer it. Was the negligence a cause of the injury?

Yes No

B. DAMAGES-(Reference WI JI_CIVIL 1700,1750.1)

You must answer the following damage questions no matter how you answered any of the previous questions in the verdict. The amount of damages, if any, found by you should in no way be influenced by how answered any previous questions in the verdict.

5. Did Mr. Hyde sustain a loss of consortium?

Yes No

6. What sum of money will fairly and reasonably compensate the Plaintiffs with respect to:

(a) Past health care expenses?

\$_____

(b) Future health care expenses?

\$

(c) Past pain, suffering and disability? \$ _____

(d) Future pain, suffering and disability? \$ _____

(e) Loss of consortium \$ _____

C. PUNITIVE DAMAGES (Reference WI JI_CIVIL 1707.2)

7. Did the Bard Defendants act maliciously toward Ms. Hyde or in an intentional disregard of the rights of Ms. Hyde?

Yes No

If you answered the previous question “yes”, answer this question:

8. What sum, if any, do you award against the Bard defendants as punitive damages?

Answer: \$

Presiding Juror Number

Date

RESPECTFULLY SUBMITTED this 26th day of September, 2018.

GALLAGHER & KENNEDY, P.A.

By:/s/ *Mark S. O'Connor*

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CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of September, 2018, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing.

/s/ Jessica Gallentine